

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

Wei Shi,

Plaintiff,

Civil No. 12cv02411 PJS/JJK

v.

ORDER

Kathryn Knight,

Defendant.

The above matter comes before the Court upon the Report and Recommendation of United States Magistrate Judge Jeffrey J. Keyes dated November 2, 2012. No objections have been filed to that Report and Recommendation in the time period permitted.

Based upon the Report and Recommendation of the Magistrate Judge, upon all of the files, records and proceedings herein, the Court now makes and enters the following Order.

IT IS HEREBY ORDERED that:

1. Plaintiff's application for leave to proceed in forma pauperis, (Docket Nos. 2 and 7), is **DENIED**; and
2. This action is **DISMISSED WITHOUT PREJUDICE** pursuant to 28 U.S.C. § 1915(e)(2)(B)(ii).

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: 12/21/12

s/Patrick J. Schiltz
PATRICK J. SCHILTZ
United States District Judge